

1 of the week that would have been?

2 A I believe they -- they were Monday through  
3 Friday, and they were in morning drive, most of them,  
4 but I -- well, no, I -- I think they were scattered  
5 throughout the day, either morning or afternoon drive,  
6 but, kaboom, the students came in and they discussed  
7 anything from drug problems in the school.

8 What we tried to do was give a positive peer  
9 impression for people out there. We were taking  
10 scholars, and, well, how do you do it, where are you  
11 going to college, what are your aims, what are the drug  
12 problems in your school, and, you know, just reflected  
13 a brighter side of the youth in the community, along  
14 with a bunch of other merchants.

15 Q Now, what -- of the ascertained, that you  
16 have ascertained are -- are issues of primary concern  
17 in your community, what issue does that program -- that  
18 Scholar Appreciation Week address?

19 A The broad issue of problems. There's very  
20 little for youth to do up there, and we try to support  
21 youth with recognizing them in any way, shape or form,  
22 whether it's a non alcoholic party, or whether it's  
23 something like the Operation Santa Claus, but we try to  
24 get youth involved in numerous things, baseball,  
25 volleyball, if we can, Walk-a-thons, if we can, and we

1       try to give an ongoing -- something for -- for youth to  
2       do.

3               Q     Is that -- would your answer be the same for  
4       the Chemical Free Youth Carnival?

5               A     Oh, no. I -- the Chemical Free Youth  
6       Carnival, the drugs are ridiculous in that area. They  
7       have been --

8               Q     Are they mentioned in your -- when you do  
9       your ascertainments of the problems in your area?

10              A     Oh, absolutely, yeah. Drugs have been a  
11      problem. Drugs and --

12              MR. TILLOTSON: Assumes a fact not in  
13      evidence that he does ascertainment.

14              MS. LADEN: Forgive me, Your Honor, but it's,  
15      I believe, on Exhibit 6. It discusses the  
16      ascertainment at length.

17              JUDGE SIPPEL: I'll permit the question.  
18      I'll overrule the question.

19              Go ahead.

20              THE WITNESS: Thank you. Now, drugs have --  
21      have always been a major -- drugs and substance abuse  
22      have always been a major focus of our public affairs,  
23      unfortunately, for the 20 years I've been there, but,  
24      again, yes, there -- some of the -- you know, it would  
25      be nice to have cut and dry problems in every single

1 community, that you could just postage stamp some PSAs  
2 on, but there's a lot of things we do cut across, two  
3 or three ascertained problems.

4 Q Now, there was just an objection, and I was  
5 wondering if you could -- do you -- my -- yes, okay,  
6 I've got to find it. It is in the exhibit. I just  
7 want to locate that where you discuss how you ascertain  
8 it.

9 JUDGE SIPPEL: You've got a reference there  
10 then to ask your question?

11 MS. LADEN: Yes, Your Honor, Exhibit 6, page  
12 2, there's a discussion of the ascertainment, community  
13 needs and issues at paragraph 5.

14 JUDGE SIPPEL: All right, thank you. I'll  
15 accept that as a proffer of relevance.

16 Let's go. Anything more?

17 MS. LADEN: Yes.

18 BY MR. LADEN:

19 Q I wonder if you could turn to page 17?

20 A Yes.

21 Q What is Bobbin Reports? I have seen that on  
22 the logs, and it's -- it's shown here at the end of  
23 that page?

24 A Bobbin Reports is a locally produced program  
25 that goes over entertainment.

1                   During the license period, there -- we had a  
2                   specific formula, a TV -- you know, there are three  
3                   shows a week. One would be TV, one would be movie and  
4                   one would be a local arts presentation, youth theater,  
5                   or something like that, and he would do a two to three  
6                   minute, you know, program telling us what's coming up.  
7                   Some of them would be interviews with the stars of the  
8                   production or -- or whatever.

9                   Q     Now, if you could turn to page 18, Easter  
10                   Seals, Volleyball, Softball Marathon?

11                   A     Yes.

12                   Q     Was there programming on WYLR having to do  
13                   with these events?

14                   A     Constant programming, mainly public service.  
15                   These went on throughout the entire license.

16                             One of the things we deleted from Exhibit 10  
17                   was an '83-'84 award for exactly this, but when we did  
18                   fund raisers -- again, it would be nice to put a  
19                   postage stamp PSA out. Much of what we did on the FM  
20                   was result oriented, where we would be hitting, you  
21                   know, this is where the -- these -- these would be the  
22                   PSAs that do not show up on the logs, a perfect of  
23                   example of it, but we would be hitting anywhere from  
24                   two to five or six weeks, depending on what the  
25                   importance of the various programs were, and in talking

1       about these, we would talk very definitely about the  
2       problems of the community, why Easter Seals needs some  
3       money, why we're spending so much time raising money  
4       for -- for Easter Seals or Multiple Sclerosis or  
5       various other things.

6               Q     So, your answer would be the same for  
7       Multiple Sclerosis as well?

8               A     It would be almost exactly the same formula  
9       for that and a number of others. The -- almost exactly  
10      the same for Fort Edward Christmas Decorations or a  
11      number of the specific fund raisers that we are  
12      involved in all year.

13              Q     Now, would you tell me one of the needs that  
14      you have ascertained in your community, what needs goes  
15      -- programs need, Easter Seals, Multiple Sclerosis?

16              A     The biggest is the need that's been ongoing  
17      is we have a very unhealthy area, especially with  
18      pediatric problems, birth deformities, under weight,  
19      live births versus still births, et cetera.

20                    We're a very polluted area, and there's  
21      always -- we've always been way high on the nix there,  
22      and for a long time, there has been nothing really that  
23      can be done.

24                    Easter Seals is 100%. The funds stay in the  
25      community. Multiple Sclerosis, some of it leaves. The

1 things we do for the prospects over the telephone, that  
2 all stays -- the Christmas Miller Wreath Program all  
3 stays 100% in the community, and, again, health  
4 problems, we're trying to address them more than just  
5 running PSAs, plus, in each one of these things, there  
6 was an opportunity to explain to the population here,  
7 here's what the Prospect Center does. Here's, you  
8 know, here's -- if you have -- if your child maybe just  
9 doesn't seem like he's hearing correctly, take care of  
10 that, just as well as spinal or cerebral palsy  
11 children. So, there's a lot of education going on  
12 there too.

13 Q Now, what about Fort Edward Christmas  
14 Decorations? There's a four hour remote mentioned  
15 here. Was that on WYLR?

16 A That was, and Tom Jacobson is the one who did  
17 the remote.

18 Q Okay. Do you know what time of day or what  
19 day of the week that was?

20 A Yes. The day of the week, I believe, was  
21 Friday, and it was definitely in the night, because  
22 there -- it was like a town celebration and dance and  
23 fund raiser, and some of what we tried to do over the  
24 years is -- with the smaller towns, is like once or  
25 twice a year, they'll have a major celebration or a

1 major need for funding to keep the -- the town going  
2 along, and we'll try to affiliate -- provide AM or FM  
3 whenever we can, you know. Public service is usually a  
4 good business, especially with things like that.

5 Q What type of need, that you have mentioned in  
6 your ascertainment of need, would that programming have  
7 addressed?

8 A Fort Edward is an economically depressed  
9 area. It is, trust me. They have had a problem --  
10 they -- they've had two or three problems with major  
11 fires. It's a very old city. It goes back to the  
12 1600s; it was a fort back in Revolutionary times, but  
13 they've had two or three fires, where they lost a lot  
14 of the business area downtown, and, specifically, they,  
15 as much as, or maybe more than anybody else, we -- we  
16 try to support them a little bit economically, if the  
17 Chamber is doing something.

18 This year we've done two or three fund  
19 raisers for them, and years previous we've done a few  
20 fund raisers for the big Chamber, bed races, stupid  
21 little things, it sounds like, but up there, it's --  
22 it's a spark and it's big. You know, races down the  
23 Hudson River they do every years. We've been there the  
24 last two or three or four years. Heritage Days that  
25 they run for, you know, the 4th of July, we've done

1 three or four years.

2 Q Now, on page 19, you've got Queensbury  
3 Recycling Committee, and you mentioned live remotes  
4 approximately one hour per week. Do you know what day  
5 of the week and what time of day those would have been?

6 A Yes, they were Saturday mornings, which was,  
7 when I first started out, the only time that it was  
8 open for voluntary recycling, and they were either 9:00  
9 to 10:00 or 10:00 to 11:00, depending on how we could  
10 dovetail the announcers down there.

11 Q And did --

12 A Normally -- I'm sorry.

13 Q Continue.

14 A Normally, they would show up on WWSC and WYLR  
15 also.

16 Q Okay, and what -- was there a need that was  
17 ascertained by you in your community that that program  
18 addressed?

19 A The ecology of the -- the ecology of the area  
20 in New York is going through a massive problem, and it  
21 has for the last five or six years especially.

22 We are running out of landfills. There's a  
23 massive mandate coming -- that came out of Albany to  
24 close virtually all the landfills in New York State.

25 Q Excuse me. I hate to interrupt you, but I



1       understand -- I'm not -- I'm not interested in hearing  
2       about the problem as much as I'd like to know whether  
3       this was something that was mentioned by people when  
4       you ascertained what were the problems of concern to  
5       your community?

6           A     The problems of the ecology. The cyclical  
7       landfilling is -- is right at the top it.

8           Q     Now, at the bottom of that page, you have  
9       Drug Free Graduation Party. I assume the word that --  
10      it should say remote, three hours one day? It -- it  
11      says renewal there?

12          A     Yeah, and we live broadcasted the Graduation  
13      Party.

14          Q     What time of day would that have been and  
15      what day of the week?

16          A     That would have been in the evening, and that  
17      was either a Friday or a Saturday, but it was meant to  
18      be a big party, totally substance free. You know, one,  
19      for an awareness, if you go out and drink, you know, on  
20      graduation night, you can cream yourself in a car and  
21      lose your license or whatever, and the other thing was  
22      to draw a group of people together, who were substance  
23      free.

24          Q     Now, on page 20, you have Giant Garage Sale?

25          A     Yes.

1           Q     And it says four to six hours per day remote.  
2           What time of day would that have been?

3           A     The -- it would start at 9:00 a.m. in the  
4           morning, and the FM portion, it varies. We did about  
5           20 of the sales, and the FM portion changed on various  
6           days, but it would be between 9:00 o'clock in the  
7           morning and 6:00 o'clock at night. Most of the time,  
8           9:00 a.m. to 1:00 or 2:00.

9           Q     In -- during the week?

10          A     No. This -- these were always Sundays,  
11          everyone of them.

12          Q     Okay. Now, you have -- is this LARAC in the  
13          park. Is that how you say that?

14          A     Lower Adirondak Regional Arts Council.

15          Q     And what time of day would those remotes have  
16          been?

17          A     Those -- that would start in -- at about  
18          10:00 and would last anywhere from 2:00 to 4:00. In  
19          the beginning, it was a little less. At the end, tens  
20          of thousands of people would show up, and it became  
21          very good publicity for us to be there.

22          Q     On Sunday?

23          A     It would be Saturdays and Sundays.

24          Q     Okay. Now --

25          A     We would all -- we would almost always be

1       there Saturday, just to let our listenership know what  
2       was going on. Sundays was sometimes yes and sometimes  
3       no.

4               Q     Now, would you tell me what need that you  
5       ascertained in your -- in your ascertainment of funds  
6       and needs in your community that programming would have  
7       addressed?

8               A     Yes, cutbacks of funding to the nonprofit  
9       groups, and, specifically, the arts.

10              Q     Is that something that was mentioned by  
11       people that you talked to?

12              A     Continually, yes. There's a very large  
13       arts -- yes.

14              Q     Now, you've got Job Discovery, four to six  
15       hour average remote. Was that on weekends also?

16              A     No. That was during the weekdays. That  
17       would usually be on a Tuesday or a Wednesday.

18              Q     What time?

19              A     It would start out in the morning. We would  
20       normally be there about 9:00 a.m. The fair itself  
21       would go until about 7:00, and we would break down at  
22       5:00, 6:00 o'clock in the afternoon.

23              Q     And what need of the community does that  
24       program address, in your view?

25              A     Problems with the economy, and,

1       unfortunately, again, for 20 years, there's always been  
2       -- you know, our economy has had very high  
3       unemployment, and a lot of the unemployment is on the  
4       lower edge. So, the idea of bringing the employers  
5       together with potential employees helps both sides out.

6           Q     Okay. Now, Americaid. What is that,  
7       Americaid?

8           A     Americaid is one, two, three. It's the  
9       largest collection of motorcycles in the world. It's  
10      an exhibition of motorcycles, people touring on  
11      motorcycles, not the Hell's Angels, but just -- just  
12      normal people who enjoy motorcycling.

13                It is also the largest single influx of  
14      tourism dollars in our area, and it has a massive --  
15      major -- major impact on the economy of the area,  
16      especially in late spring, when it happens.

17           Q     Now, your coverage of that program would be  
18      more in the nature of entertainment. Wouldn't you  
19      agree?

20           A     Portions of it are, portions of it are not.

21                We have, for the past X number of years, run  
22      public safety announcements. If you've got 15, 20, 25  
23      thousand motorcyclists, you want to run be aware of  
24      motorcycles, drive a little bit more slowly, watch out  
25      for them.

1                   We also program to the motorcyclist  
2           themselves, and last -- well, very steadily throughout  
3           the period, we've broadcast a number of the fund  
4           raising, or talked to people, who are in charge of the  
5           fund raising aspects, whether it's the local Lion's  
6           Club, which is head up by one of my employees for, you  
7           know, for running a breakfast for a fund raiser, or  
8           this last year we raffled away a Harley Davidson and  
9           raised \$4 thousand for a couple of the children's  
10          things. We talked to this gentleman live on the air,  
11          and, you know, and we did push sheets for it also.

12                Q     Was that on the weekend?

13                A     The push goes for about three or four weeks  
14          leading into it. It is that big in the community. The  
15          exposition itself is all week. It starts out on a  
16          Monday or a Tuesday, depending on the year. It lasts  
17          through Sunday.

18                Q     When -- when are your live remotes? What day  
19          of the week are your live remotes?

20                A     Various times, but they're normally during  
21          the weekend or, excuse me, during the week, and they'll  
22          either be like noon to 4:00 or 12:00 to 2:00,  
23          typically.

24                Q     Now, let me ask you -- if you could turn to  
25          page 21, and let me ask you what day of the week and

1        what time of day your remotes were for Operation Santa  
2        Claus? Were those on WYLR?

3            A        Yes, they were. This is a stand alone  
4        project WYLR does. The remotes were big Saturdays. We  
5        would have a collection point for weeks or months  
6        literally before this event. We would be talking to  
7        schools, various collections of children in the  
8        schools, trying to get fund raising for disadvantaged  
9        kids, which is --

10           Q        So, your answer is that it runs on weekends?

11           A        Basically, it would be -- the remote itself  
12        would run Saturdays, and, again, it would be towards  
13        midday to the afternoon, 10:00 to 4:00, noon to 4:00,  
14        noon to 5:00.

15           Q        Now, in your view, what ascertained need does  
16        that program address?

17           A        There are various parts of the community that  
18        are squalorous in their poverty, and that's part of the  
19        need we've had from day one of poor economy in the  
20        region, specifically, various areas, you know, outside  
21        of it.

22           Q        And this is a problem that people have --  
23        that exists in your community that people are concerned  
24        about?

25           A        Probably more than any other single problem

1 in the community, yes.

2 Q Okay. Now, you have Earth Day, 1990, at the  
3 bottom of that page, and it says three hour remote one  
4 day?

5 A Uh-huh.

6 Q Can you tell me whether that program was  
7 broadcast during the week or -- or on weekends?

8 A No. This is -- we try to push Earth Day each  
9 year, but every decade, it's a major celebration, and I  
10 am virtually certain this was a Sunday. It was a  
11 morning, I believe, like 9:00 a.m. to noon, plus or  
12 minus, but there was a massive rally of environmentally  
13 acclimated people at a mountain up on Lake George, and  
14 there was a rally, there were a number speakers at the  
15 rally, and then they all walked up the side of Prospect  
16 Mountain. And coming up to that, we had various  
17 discussions with people, interviews and, you know,  
18 splinter things, and, again, part of the push was to  
19 get a large, excuse me, showing of people out. We are  
20 still in the midst of this landfilling controversy we  
21 were in for a long time.

22 Q So, what need would you say, in your  
23 community, that program addressed?

24 A Oh, the need was problems with the  
25 environment, and, again, we -- I think we've got some

1 massive ones.

2 When I first got into the radio station, we  
3 had the highest incidence of heart death in Warren  
4 County of any county in the United States of America.  
5 We have hydrogen sulfite, horrible pollution with the  
6 Hudson and all the paper manufacturing people, and,  
7 again, GE.

8 In fact, the second largest collection of PCB  
9 pollution is in my back yard, and, like I say, over the  
10 years, it has shown up, I believe, over and above a  
11 number of other communities or the actual trends.

12 MS. LADEN: Your Honor, I wonder if I could  
13 have a few minutes to review my notes?

14 JUDGE SIPPEL: Are you going to want to go  
15 into these areas at all, Mr. Tillotson?

16 MR. TILLOTSON: Not the least, Your Honor.

17 JUDGE SIPPEL: We'll go off the record for a  
18 minute.

19 (Whereupon, a recess was taken off the  
20 record.)

21 JUDGE SIPPEL: Back on the record.

22 MS. LADEN: Yes. I don't have any further  
23 questions.

24 Thank you, Mr. Lynch.

25 THE WITNESS: Thank you, Ms. Laden.



1 JUDGE SIPPEL: All right, I don't have any  
2 questions, and the normal procedure would be, in a  
3 situation like this, is you, of course, would be  
4 represented by counsel, and counsel would go back and -  
5 - and redirect you in the areas that have been covered  
6 on cross, but we don't have -- you don't have counsel  
7 to -- to do that for you.

8 Did -- did you want to testify yourself into  
9 these areas, because if you do and you go outside the  
10 scope of cross examination, you're opening yourself for  
11 further cross examination.

12 MR. LYNCH: Understood. What I might suggest  
13 is if we could break for an abbreviated lunch, perhaps,  
14 bring my other two witnesses on.

15 What I'd like to do is discuss with my wife  
16 whether I do want to -- there are definitely some  
17 people -- some -- some things I want to say.  
18 Hopefully, I can bring a lot of this out in cross  
19 examination of Mr. Dusenberry and Mr. Jacobson. So, it  
20 might not be necessary for me to add anything.

21 JUDGE SIPPEL: Well, you've got to make a  
22 very careful choice, because if you're going to say  
23 anything in -- which I would say in the form of  
24 redirect testimony, it would have to be done before  
25 these other witnesses come into court. It's not going

1 to be you listening to them --

2 MR. LYNCH: And then going on redirect.

3 JUDGE SIPPEL: Not -- not -- not yourself  
4 testifying.

5 MR. LYNCH: Understood. If I could hold that  
6 and discuss it with my --

7 JUDGE SIPPEL: Now, I want to be very careful  
8 about this sequestration. You can go -- certainly go  
9 to lunch with your wife and talk to your life -- wife  
10 about anything you want to talk about, as far as this  
11 case is concerned, but you're not to talk to these  
12 other two witnesses, who are here today, and, in fact,  
13 you're not even to go to lunch with them.

14 MR. LYNCH: I have no problem with that  
15 whatsoever.

16 JUDGE SIPPEL: All right, so, that you're  
17 absolutely -- and that's -- I -- I don't have any --  
18 any court official or anything to supervise you. I  
19 would if you were represented by an attorney. So, you  
20 might have a tendency to do what would come naturally,  
21 and it's to protect this record, that I'm so concerned  
22 about, that I have to require you not even to have  
23 lunch with them. All right, you can just say things to  
24 them and --

25 MR. LYNCH: Say yes, things are --

1 JUDGE SIPPEL: No, I'm not asking you to  
2 comment on anything, except to say that, you know, you  
3 might want to go eat here, you might want to go eat  
4 there, but just very briefly, but you're not to talk to  
5 them about anything about what's going on in this  
6 courtroom.

7 Okay?

8 MR. LYNCH: Yes, Your Honor, that's the best  
9 way to do it.

10 JUDGE SIPPEL: It's 10 to 1:00. Let's come  
11 back at 2:00 o'clock, and we'll pick up.

12 In order to accommodate these out of town  
13 witness, we're going to come back -- we're going to  
14 shorten the lunch and come back here at a quarter of  
15 2:00. It's now five to 1:00, by the clock in the back  
16 of the room.

17 MR. LYNCH: Thank you, Your Honor.

18 (Whereupon, a recess was taken off the record  
19 for lunch from 12:55 p.m. to 1:45 p.m.)

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1 AFTERNOON SESSION

2 (Time Noted: 1:48 p.m.)

3 JUDGE SIPPEL: We're back in session.

4 Mr. Lynch is still under oath, and where we  
5 left it at the break was you were going to determine as  
6 to whether or not you wanted to conduct your own  
7 redirect, based on the cross examination of Mr.  
8 Tillotson and Bureau Counsel.

9 Have you made a decision?

10 MR. LYNCH: I believe any points that I could  
11 make in my redirect I can make through my two witnesses  
12 more effectively than mine, as far as clarifying when I  
13 went on this morning.

14 I -- if -- assuming I'll have a chance to  
15 cross examine both of my witnesses, I don't see any  
16 necessity right now for me conducting my own redirect.

17 JUDGE SIPPEL: All right, that fine.

18 Well, let's -- we can then move forward.

19 We were going to take up, as a matter of --  
20 an administrative matter. Well, it's another entry  
21 matter actually. It's your -- your Direct Exhibit #11.

22 Has the Bureau had a chance to review these  
23 documents?

24 MS. LADEN: No, Your Honor, but that's fine.  
25 I think we --

1 JUDGE SIPPEL: Are you going to have any  
2 objection to receiving these?

3 Ms. Franco, are you in a position to address  
4 this?

5 MS. FRANCO: I'm not, Your Honor. I don't  
6 think yet.

7 JUDGE SIPPEL: I told him that we were going  
8 to take this up, either at a break or at -- after the  
9 lunch break, so it's on notice.

10 MS. LADEN: Your Honor, is my understanding  
11 correct that these documents were already in the --  
12 these are taken from the group that was exchanged?

13 JUDGE SIPPEL: These are -- my understanding  
14 is that they are. I -- you know, I haven't done that  
15 kind of a double check, but, certainly, I can see some  
16 of these are very familiar.

17 MR. LYNCH: Yes, Your Honor. All of them.

18 JUDGE SIPPEL: All were taken from -- from  
19 Tab 10. Isn't that correct?

20 MR. LYNCH: Tab 10, yes, Your Honor.

21 JUDGE SIPPEL: And my ruling, as you recall -  
22 - back on August 4, the way I left it, and -- and all  
23 the parties agreed with this. In fact, Mr. Tillotson  
24 even offered that Normandy could do this, is that he  
25 would take his -- his top 25 letters, and he would put

1       them in a bound exhibit, number the pages, as he has  
2       done, and we would receive it into evidence, so there  
3       wouldn't be any objection to that.

4               MR. TILLOTSON: That's my understanding, Your  
5       Honor.

6               JUDGE SIPPEL: Is that --

7               MR. TILLOTSON; That's correct. I mean I had  
8       the standing general objection to all of this type of  
9       material as to its relevance, it's material, whatever,  
10      but beyond that, with that objection, which I know it  
11      was -- I think it had been overruled for -- on that  
12      basis. I'm now saying like it's not -- it's not  
13      notarized, it's not under penalty of perjury, and --

14              JUDGE SIPPEL: You don't get cross  
15      examination.

16              MR. TILLOTSON: But I did want cross  
17      examination, and I was happy, you know, with a  
18      continuing objection to --

19              JUDGE SIPPEL: The relevancy.

20              MR. TILLOTSON: The relevance and to -- and  
21      to the form.

22              JUDGE SIPPEL: All right, and I -- I -- I --  
23      if I -- I don't want to have to go back and do this.  
24      Are these -- are these all within the relevant period?  
25      I think these documents are all within the relevant

1 period, are they not?

2 MR. LYNCH: Within the relevant what, Your  
3 Honor?

4 JUDGE SIPPEL: The renewal period?

5 MR. LYNCH: Yes, they are, Your Honor. One  
6 or two of the documents referred to things of -- they  
7 may have been slightly after the period, but they're  
8 referring to things that --

9 JUDGE SIPPEL: No, that's all right. You've  
10 answered -- you've answered my question.

11 Why don't we -- let's get your -- your -- you  
12 only have one copy, at this point, but why don't you  
13 have it marked? In fact, what I'll let you do is take  
14 my copy, so, you'll have two copies, have the Reporter  
15 mark them, and let's get this moved, and then you can  
16 take one copy back, get it copied and get it back up  
17 here before we close today.

18 MR. TILLOTSON: Your Honor, I note that one  
19 of the pages, which is marked as 11-6, appears to  
20 have -- only to do with WWSC.

21 MR. LYNCH: Your Honor, the original 11-10,  
22 it's -- deals -- this deals with WWSC and/or  
23 Christopher Lynch. The exhibit was an original -- was  
24 originally letters and awards to WYLR or it's personnel  
25 management, on its behalf, and that's what it was

1 intended as and that's exactly what this is.

2 JUDGE SIPPEL: Well, it certainly is -- I  
3 mean it's -- it's -- it is entitled, "Tribute to the  
4 New York WWSC." I mean this going to get such a  
5 minimal weight, I -- I don't think --

6 MR. TILLOTSON: And the substance, Your  
7 Honor, at the end, although it mentions Mr. Lynch, it's  
8 in the context of a tribute to the radio station. They  
9 talk about the radio station, and then they say they  
10 "Join in salute -- in Lynch, President and General  
11 Manager, and the Station Manager and the entire staff  
12 and management of this fine radio station."

13 JUDGE SIPPEL: Right. I -- I understand. I  
14 mean I can -- I can see that, and as I say, that  
15 certainly -- that certainly is going to impact the  
16 weight considerably.

17 MR. LYNCH: I'd like -- I'd like to point out  
18 also there's testimony on the record that WYLR did  
19 participate in every Garage Sale, which is what this is  
20 written around.

21 JUDGE SIPPEL: Well, you know, that's -- when  
22 -- when -- you know, when this has to be patched  
23 together that way, it becomes much more meaningless or  
24 much less meaningful.

25 Mr. Schonman or Ms. -- Ms. Laden?



1 MS. LADEN: Your Honor, it's -- I tend to  
2 agree with Your Honor that it's -- I -- it doesn't  
3 bother me to have it in here, because it might go  
4 indirectly to the reputation of Mr. Lynch in the  
5 community, but I -- I don't think it's entitled to much  
6 weight anyway. So, we have no specific objection to  
7 it.

8 JUDGE SIPPEL: All right. Well, I'm treating  
9 this as coming in virtually by way of stipulation. The  
10 Bureau's comments certainly are taken. I think that --  
11 that's the kind of insight that is going to qualify  
12 these documents considerably, but I -- I believe that  
13 it is -- at least in the spirit of cooperation, Mr., we  
14 -- we eliminated a lot of time over individual  
15 documents by taking this approach.

16 Mr. Tillotson does have a continuing  
17 objection to relevancy, and certainly Mr. Tillotson, I  
18 am sure, is going to have a lot to say about weight for  
19 these, but subject to all that, all of these objections  
20 and all of these qualifications, I'm going to have the  
21 Reporter, at this time, identify them. They've been  
22 marked as a document for identification as Normandy  
23 Broadcasting Direct Exhibit 11.

24  
25